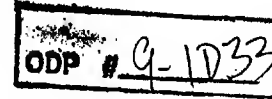


FBI REVIEW COMPLETED

9 JUL 1979

STATINTL

MEMORANDUM FOR: See Distribution



FROM

:

[Redacted]

Chief, Information and Privacy Division

STATINTL

SUBJECT

:

FBI Referrals to CIA

Attached is a memorandum and attachment thereto from the FBI advising us of the policy they must follow on referrals of documents to other government agencies. The Department of Justice policy outlined in the attachment to [Redacted] letter must be followed by the Bureau on both Freedom of Information and Privacy Act requests.

I would appreciate your disseminating this information to all personnel in your areas of responsibility so that they have a better understanding of this requirement.

Please contact my office if you have any questions on this matter.

STATINTL





FEDERAL BUREAU OF INVESTIGATION

WASHINGTON, D.C. 20535

STATINTL

July 2, 1979

STATINTL

[Redacted]
Freedom of Information Act Coordinator
Room 2 E 42
Central Intelligence Agency
Washington, D. C.

STATINTL

[Redacted]
At the June joint-agency Freedom of Information-Privacy Acts (FOIPA) meeting held at the Central Intelligence Agency (CIA) on June 1, 1979, you requested that the Federal Bureau of Investigation (FBI) provide a letter for you to furnish the various CIA components to explain our policy of referring to your agency certain CIA documents which appear to the component to have no connection with the specific requester or his request. By letter dated June 6, 1979, the FBI furnished you a letterhead memorandum (LHM) detailing the reason for such referrals. During the visit to the CIA by FBI FOIPA Branch personnel on June 28, 1979, you requested Special Agent [Redacted] to provide an additional LHM, suitable for dissemination to the various CIA components, which would indicate this referral policy also extended to FBI documents containing CIA information. I am enclosing such an LHM.

Sincerely yours,

[Redacted]
Freedom of Information-
Privacy Acts Branch
Records Management Division

STATINTL

Enclosure





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UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

WASHINGTON, D.C. 20535

July 2, 1979

FREEDOM OF INFORMATION ACT (FOIA) REQUESTS
FOR FEDERAL BUREAU OF INVESTIGATION (FBI)
RECORDS CONTAINING CENTRAL INTELLIGENCE
AGENCY (CIA) MATERIAL

In connection with FOIA requests for FBI records it has been brought to the attention of the FBI FOIPA Branch that certain components of the CIA have questioned the necessity of referral of CIA documents or FBI documents containing CIA information to the CIA when the CIA component can observe no connection between the referred document and the FOIA requester and/or the specific request.

It is the established policy of the Office of Privacy and Information Appeals, United States Department of Justice that each document in a "main" file of a requester be addressed on the merits of the available exemptions in the Act. In other words, if a document is in a "main" file it must either be released or exemptions must be cited to justify nondisclosure. It does not suffice to state the document is outside the scope of the request.

It is therefore requested that in all instances specific FOIA exemptions be cited for referred documents. This procedure will insure that upon administrative appeal or litigation an adequate defense exists to allow a decision on the merits of each document in a file.

Your consideration in these referral matters will be appreciated.



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IPD/GWO/LR 9 July 79

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